-MARTINEFERRAROLLP

RECEIVED CENTRAL FAX CENTER JAN 1 5 2007

3308772030

PATENT Attorney Docket No. 101.0053-01000 Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Confirmation No. 4993
Gary Karlin Michelson Serial No.: 10/047,545 Filed: January 16, 2002 For: THREADED FRUSTO-CONICAL INTERBODY SPINAL FUSION IMPLANTS))))	Group Art Unit: 3772 Examiner: Michael Brown

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed concurrently with a Request for Continued Examination (RCE) In the above-referenced application.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and Applicant determines that the cited document does not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-3726.

Respectfully submitted,

MARTIN & FERRARO, LLP

Registration No. 34,383

Date: January 15, 2007

1557 Lake O'Pines Street, NE Hartville, Ohio 44632 Telephone: (330) 877-0700

Facsimile: (330) 877-2030

RECEIVED From-MARTINAFERRAROLLP CENTRAL FAX CENTEN 308772030 T-171 P.019/019 F-592

JAN 1 5 2007

OMB 0651-0031

Substitute for	FORM PTO-1449	Attorney Docket No 101.0053-01000	Customer No. 22882					
INFO	RMATION DISCLOSURE CI	Applicant	Applicant		Application Number			
	IN AN APPLICATION	Gary K. Michelson		10/047,545				
(Use several sheets if necessary) Sheet 1 of 1			Filing Date		Group Art Unit 3772		Examiner M. Brown	
			January 16, 2002					
	The state of the s	U.S. PATEN	T DOCUMENTS					
EXAMINER INITIAL	DOGUMENT NUMBER D		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE		
/MB/	5,133,755	7/1992	Brekke					
/MB/	5,397,359	3/1995	Mittelmeier et al.					
/MB/	5,800,547	9/1998	Schafer et al.					
/MB/	6,118,043	9/2000	Nies et al.			ļ		
						ļ_		
						<u> </u>		
				_		<u> </u>		
						<u> </u>		
					L	<u> </u>		
	F	OREIGN PAT	ENT DOCUMENTS	·				
,	DOCUMENT NUMBER DATE		COUNTRY	CLASS	CLASS SUBCLASS TRANSLA		ANSLATION (YES/NO)	
				_		1		
						<u> </u>		
						<u> </u>		
						_		
	OTHER DOCUMEN	NTS (Including A	uthor, Title, Date, Perl	inent Pages,	Etc.)			
	/Michael Brown/ DATE CONSIDERED 03/30/2007							